REMARKS

In an office action dated 12 November 2004, the Examiner rejects claims 1, 3-7, 11-17 and 20 (all pending claims). In response the office action, Applicants amend claim 1 and respectfully traverse the rejection. Claims 1, 3-7, 11-17 and 20 remain in the application. In light of the amendments and the following arguments, Applicants respectfully request that all pending claims and this application be allowed.

In the office action, the Examiner rejects claim 1 under 35 U.S.C. § 112 (1) stating that there is no support in the specification for the claims of an emulsion system that is at least 75% phenol based. Applicants submit that the disclosure states the blends of phenols are preferably 89% by weight or 3100 to 8300 p.p.m. See Page 6, line 27-page 7, line 15. Stabilizers or coupling agents then make up 11% by weight or 400 to 1000 parts per million. Thus, by making simple calculations a high phenol content may be 95 % by weight or 8300 p.p.m / (8300 p.p.m. + 400 p.p.m.) and a low phenol content may be 76% by weight or 3100 p.p.m. / (3100 p.p.m. + 1000 p.p.m.). Thus, claim 1 has been amended to state that the emulsion system is at least 76% phenol based as is described in the specification as described above. Thus, applicants respectfully request that the 35 U.S.C. rejection be removed from claim 1 and amended claim 1 be allowed.

The Examiner has also rejected claim 1 under 35 U.S.C. §112(2) as being indefinite. Therefore, Applicants have removed the term about to remove any indefiniteness from the claims. Thus, Applicants respectfully request that the rejection of claim 1 be removed and amended claim 1 be allowed.

If the Examiner has any questions regarding this application, the Examiner may telephone the undersigned at 775-586-9500.

Respectfully submitted,
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Dated: March 8, 2005

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